

COMMON COUNCIL
COUNCIL CHAMBERS
NOVEMBER 3, 2004

- I. Martha Myers, President Pro-Tem, called a regular meeting of the City Common Council to order at approximately 7:02 P.M.
 - A. Opening Prayer was given by Greg Tatum, Senior Minister at First Christian Church.
 - B. Pledge – Martha Myers led the Pledge of Allegiance.
 - C. Roll Call: Present: John Brown, George Dutro, Robert Kittle, Martha Myers, Tom Hodek – Absent: Ann DeVore, August Tindell.
 - D. Acceptance of Minutes from the previous meeting: Tom Hodek moved to approve the minutes from the last meeting and Robert Kittle seconded the motion. Motion passed by a vote of 5 to 0.
- II. Unfinished Business Requiring Council Action
 - A. Second reading of an Ordinance entitled “ORDINANCE NO.32, 2004, AN ORDINANCE OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA AUTHORIZING THE ISSUANCE OF ECONOMIC DEVELOPMENT REVENUE BONDS BY THE CITY OF COLUMBUS, INDIANA, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$7,700,000, THE PROCEEDS OF WHICH SHALL BE LOANED TO ARBORS AT PRINCETON PARK L.P. (D/B/A ARBORS AT WATERS EDGE) TO FINANCE THE ACQUISITION, CONSTRUCTION, INSTALLATION AND EQUIPPING OF CERTAIN ECONOMIC DEVELOPMENT FACILITIES LOCATED WITHIN THE CITY OF COLUMBUS, INDIANA, AND APPROVING AUTHORIZING OTHER ACTIONS IN RESPECT THERETO.” Jason Schiesser attorney at Baker and Daniels indicated he was representing Arbors at Princeton Park L.P. (D/B/A Arbors at Waters Edge) and was before the Council to get final approval of the Ordinance. Mr. Kent Heckaman, Vice President of Sterling Development also spoke on behalf of the company. Discussion followed. Jason Schiesser again told the Council this Ordinance held no financial obligation to the City of Columbus. Robert Kittle made a motion to approve the Ordinance. George Dutro seconded the motion. The motion passed by a vote of 5 to 0.
 - B. Second reading of an Ordinance entitled “ORDINANCE NO.33, 2004, AN ORDINANCE AMENDING THE ZONING MAP, A PART OF TITLE 17 (THE ZONING ORDINANCE) OF THE CODE OF LAWS OF COLUMBUS, INDIANA TO MODIFY SPECIAL USE PROVISIONS FOR APPROXIMATELY 206.4 ACRES, LOCATED EAST OF POSHARD DRIVE, 1600 FEET NORTH OF THE INTERSECTION OF POSHARD AND MIDDLE ROAD, CURRENTLY ZONED SU-22 (CLUSTER DEVELOPMENTS).” (Mike and Patricia Morgan) Jeff Bergman asked for final approval of this Ordinance. A question was raised about building a home on a slab. Discussion followed. Robert Kittle made a motion to deny the approval of the Ordinance. John Brown seconded the motion. Roll call vote was taken. Robert Kittle, John Brown and Martha Myers voted in favor of denying the motion for approval. George Dutro and Tom Hodek voted against the motion. Mike Morgan indicated he would look into pursuing a lawsuit. George Dutro then made a motion to pass the Ordinance and then withdrew the motion. Again, discussion followed.

Robert Kittle made a motion to amend the Ordinance and requested the Ordinance be modified as follows: (b.) The foundations will be poured concrete, 40" in height, and will have a crawl space for all manufactured or modular homes or foundations **except slabs** per code for site built homes. John Brown seconded the motion. The motion passed by a vote of 5 to 0. Jeff Bergman indicated it would go back to the Plan Commission.

- C. Second Reading of an Ordinance entitled "ORDINANCE NO.34, 2004, AN ORDINANCE AMENDING THE ZONING MAP, A PART OF TITLE 17 (THE ZONING ORDINANCE) OF THE CODE OF LAWS OF COLUMBUS, INDIANA TO REZONE APPROXIMATELY 39.28 ACRES, LOCATED ON THE WEST SIDE OF COUNTY ROAD 175 WEST APPROXIMATELY ¼ MILE SOUTH OF DEAVER ROAD, FROM AG (AGRICULTURE) TO I-C3 (HEAVY INDUSTRIAL WITH COMMITMENTS)." (Wiley) Jeff Bergman, Planning Director, asked for final approval of this Ordinance. George Dutro made a motion to approve this Ordinance. Tom Hodek seconded the motion. The motion passed by a vote of 5 to 0.

III. New Business Requiring Council Action

- A. First Reading of an Ordinance entitled "ORDINANCE NO.____, 2004, AN ORDINANCE AMENDING THE ZONING MAP, A PART OF TITLE 17 (THE ZONING ORDINANCE) OF THE CODE OF LAWS OF COLUMBUS, INDIANA TO REZONE APPROXIMATELY 0.03 ACRES, LOCATED ON THE SOUTH SIDE OF BASE ROAD 1,262 FEET WEST OF COUNTY ROAD 400 EAST, FROM AG (AGRICULTURE) TO SU-13 (UTILITY INSTALLATIONS, MASS TRANSPORTATION DEPOT, AND RADIO OR TELEVISION TOWERS)." (Eastern Bartholomew Water Corp.) Jeff Bergman indicated the site plan had been provided and the Columbus Plan Commission gave a favorable recommendation for the rezoning. Discussion followed. John Brown made a motion to place in proper channels. Robert Kittle seconded the motion. The motion passed by a vote of 5 to 0.
- B. Public Hearing and First Reading of an Ordinance entitled "ORDINANCE NO.____, 2004, ORDINANCE VACATING PUBLIC RIGHT-Of-WAY." (Arvin Meritor) Jeff Bergman presented a proposal by Arvin Meritor, Inc. to vacate 9 unimproved rights-of-way. These rights of way are within the currently 17th Street Facility area and are bounded by 17th Street to the north, Greenbelt Golf Course to the east, 15th Street to the south and Central Avenue on the west. Jeff Bergman indicated the Plat Committee unanimously voted to recommend the approval. A letter was tendered by Mueller Auto Sales regarding the Ordinance. Jeff Bergman also tendered a handout showing the drawing of all rights-of-way to be vacated. Tom Hodek made a motion to place in proper channels. George Dutro seconded the motion. The motion passed by a vote of 5 to 0.
- C. Reading of a Resolution entitled "RESOLUTION NO. 30, 2004, A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS, INDIANA APPROVING CERTAIN MATTERS IN CONNECTION WITH THE AIRPORT ECONOMIC DEVELOPMENT AREA." Tom Vujovich, chairperson of the Economic Redevelopment Commission presented the Resolution asking for approval of certain matters in connection with the Airport Economic Development Area. Mr. Vujovich explained that the Columbus Redevelopment Commission had adopted a Declaratory Resolution on

October 4, 2004 designating an area known as the Airport Economic Development Area as an economic development area pursuant to Section 41 of the Act. Mr. Vujovich asked the Council to approve the Resolution establishing the area as an economic development area. Mike Claytor of Crowe, Chizek and Company spoke on behalf of TIF and the Columbus Redevelopment Commission. Don Strietelmeier spoke of his concerns with TIF. Discussion followed. John Brown made a motion to approve the Resolution. Robert Kittle seconded the motion. The motion passed by a vote of 5 to 0.

- D. Reading of a Resolution entitled “RESOLUTION NO. 31, 2004, A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS TO DESIGNATE THE USE OF CERTAIN APPROPRIATIONS IN THE 2004 CAPITOL IMPROVEMENTS BUDGET FOR “B” PRIORITY ITEMS.” Steve Ruble, City Engineer, asked that his B Priority capital items be released for purchase. John Brown made a motion to approve the Resolution. Tom Hodek seconded the motion. The motion passed by a vote of 5 to 0.
- E. Reading of a Resolution entitled “RESOLUTION NO.____, 2004, A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS TO DESIGNATE THE USE OF CERTAIN APPROPRIATIONS IN THE 2004 CAPITOL IMPROVEMENTS BUDGET FOR “B” PRIORITY ITEMS.” Oakel Hardy asked the Council to approve the transfer of \$50,000 from the Cum Cap Fund to the Streetscape. After discussion, John Brown made a motion to postpone this item until next meeting. Robert Kittle seconded the motion. The motion passed by a vote of 5 to 0.
- F. Reading of a Resolution entitled “RESOLUTION NO.32, 2004, A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF COLUMBUS TO DESIGNATE THE USE OF CERTAIN APPROPRIATIONS IN THE 2004 CAPITOL IMPROVEMENTS BUDGET FOR “B” PRIORITY ITEMS.” Oakel Hardy requested that his B items in the Cum Cap Fund be released in order to purchase hardware and software for the city. Oakel Hardy indicated the amount of the Resolution had changed. He tendered the amended Resolution. The total amount to be released is \$71,686. Tom Hodek made a motion to amend the Resolution. John Brown seconded the motion. The motion passed by a vote of 5 to 0. Robert Kittle made a motion to approve the amended Resolution. Tom Hodek approved the motion. The motion passed by a vote of 5 to 0.
- G. First reading of an Ordinance entitled “ORDINANCE NO.____, 2004, AN ORDINANCE TO ESTABLISH THE COLUMBUS POLICE DEPARTMENT ADVANCED TECHNOLOGY NON-REVERTING FUND.” Matt McCord, Chief of Police, explained his need to upgrade his computers and videos in the squad cars. He discussed his problem with keeping equipment too long and how expensive it becomes because of repairs. Matt McCord then tendered a new Ordinance and indicated an amendment had been made. George Dutro made a motion to amend the original Ordinance. Robert Kittle seconded the motion. The motion passed by a vote of 5 to 0. Robert Kittle made a motion to place in proper channels. Tom Hodek seconded the motion. The motion passed by a vote of 5 to 0. Matt McCord requested the second reading be at the 1st meeting date in December as he would be out of town for the next November meeting.

IV. Other Business

- A. Reports were given for informational purposes.
- B. Robert Kittle, member of the Incentive Review Committee discussed Arvin Meritor failure to file proper paperwork regarding their prior tax abatements and indicated a recommendation would be forthcoming.
- C. The next scheduled meeting of the Common Council is Tuesday, November 16, 2004 in the Council Chambers.
- D. Adjourn – John Brown moved to adjourn. Tom Hodek seconded the motion. The motion to adjourn passed by a vote of 5 to 0. The meeting adjourned at approximately 8:30 o'clock P.M.

Presiding Officer of the Common Council

Attest:

Columbus City Clerk Treasurer